

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 06-20137

vs.

HONORABLE DENISE PAGE HOOD

YOUSEF SAFIEDINE ,

Defendant.

MEMORANDUM OPINION AND ORDER

Defendant Yousef Safiedine has filed a Motion for Specific Findings, pursuant to Rule 23(c) of the Federal Rules of Criminal Procedure, as well as a pro se Motion for appeal, and dismissal of charges.

This Court has made a ruling on the record of the specific findings of fact regarding the Court's decision in this case in accordance to FRCP 23(c), and reserves the right to further supplement the ruling with a written order. As such, Plaintiff's Motion for Specific Findings is MOOT. (Docket No. 48).

Defendant is filing a pro se motion even though he is still represented by counsel. A criminal defendant does not have a right to hybrid representation. *See, United States v. Mosely*, 810 F.2d 93, 98 (6th Cir. 1987)(Defendant, although a lawyer, was represented by counsel. The Sixth Circuit found that there is potential for undue delay and jury confusion when more than one attorney tries a case). A court's discretion to reject hybrid representation may apply to the

filings of motions. *See, United States v. Agofsky*, 20 F.3d 866, 872 (8th Cir. 1994)(The court refused to consider motions filed by defendant's mother.) Although the Sixth Circuit has not expressly ruled that a defendant cannot file a motion on his or her own behalf if represented by counsel, the analysis in *Mosely* could be extended to filings of motions.

In Defendant's Motion, he asks for dismissal of all criminal and civil cases, and appeals the "disscion [sic] was made on January, 11, 2008," as well as a judgment for one trillion dollars. (Docket No. 50). This Court DENIES Defendant's motion, and notes that Defendant's right of appeal begins the date of the Judgment.

IV. CONCLUSION

Accordingly,

IT IS ORDERED that Defendant's Motion for Specific Findings (**Docket No. 48**) filed January 2, 2008, be deemed MOOT.

IT IS FURTHER ORDERED that Defendant's pro se Motion to Dismiss (**Docket No. 50**) be DENIED.

Dated: February 6, 2008

s/ DENISE PAGE HOOD
DENISE PAGE HOOD
United States District Judge

I hereby certify that a copy of the foregoing document was served upon counsel of record on February 6, 2008, by electronic and/or ordinary mail.

s/ William F. Lewis
Case Manager